IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 4713 of 1998

Between:

Dr. P.V.K. Durga Rao S/o Satyam
R/o. Pedagantyada, Visakhapatnam.

..... PETITIONER

AND

1 The Commissioner of Police,
Visakhapatnam.
2 The Station House Officer, Gajuwaka P.S.
Gajuwaka, Visakhapatnam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus or any other appropriate Writ, declaring the action of the respondents and their subordinates in trying to interfere with the petitioners activities as illegal, arbitrary and consequently direct the respondents and their subordinates not to interfere with the petitioners professional work.

Counsel for the Petitioner: MR.N.SIVA REDDY

Counsel for the Respondents: GP FOR HOME

The Court made the following :

ORDER:

This writ petition is filed seeking to declare the action of the respondents and their subordinates in trying to interfere with the activities of the petitioner, as illegal and arbitrary and consequently to direct the respondents and their subordinates not to interfere with the professional work of the petitioner.

The second respondent filed counter-affidavit denying the allegations made in the affidavit filed in support of the writ petition. It is stated that since there were no complaints against the petitioner, the police officials never visited the hospital of the petitioner and threatened him to close down his clinic. It is also stated that the police are neither harassing the petitioner nor interfering with his medical profession. The writ petition is not maintainable. Thus, he prays to dismiss the writ petition.

None appears for the petitioner.

In view of the averments in the counter-affidavit filed by the second respondent that the police are not harassing the petitioner nor interfering with his medical profession, no orders are required to be passed in this writ petition.

Therefore, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J

Date: 04-03-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner of Police,
Visakhapatnam.
2 The Station House Officer, Gajuwaka P.S.
Gajuwaka, Visakhapatnam District.

3 Two CCs. to the Government Pleader for Home, High Court Buildings, A.P., Hyderabad (OUT).

4 Two CD copies

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